

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re

CUSTOMS AND TAX ADMINISTRATION OF
THE KINGDOM OF DENMARK
(SKATTEFORVALTNINGEN) TAX REFUND
SCHEME LITIGATION

This document relates to: 19-cv-01785, 19-cv-01867,
19-cv-01893, 19-cv-01781, 19-cv-01783, 19-cv-
01866, 19-cv-01895, 19-cv-01794, 19-cv-01865, 19-
cv-01904, 19-cv-01798, 19-cv-01869, 19-cv-01922,
19-cv-01800, 19-cv-01788, 19-cv-01870, 19-cv-
01791, 19-cv-01792, 19-cv-01928, 19-cv-01926, 19-
cv-01868, 19-cv-01929, 19-cv-01803, 19-cv-01806,
19-cv-01906, 19-cv-01801, 19-cv-01894, 19-cv-
01808, 19-cv-01810, 19-cv-01809, 19-cv-01911, 19-
cv-01898, 19-cv-01812, 19-cv-01896, 19-cv-01871,
19-cv-01813, 19-cv-01930, 19-cv-01815, 19-cv-
01818, 19-cv-01931, 19-cv-01918, 19-cv-01873, 19-
cv-01924

MASTER DOCKET

18-md-2865 (LAK)

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: JUL 12 2019

**STIPULATION AND [PROPOSED] ORDER EXTENDING
BRIEFING SCHEDULE FOR THE MOTION TO DISMISS**

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned parties
that the briefing schedule for the Motion to Dismiss filed on June 12, 2019 (D.I. 134)
(the “Motion”) is modified as follows:

1. Plaintiff Skatteforvaltningen’s current July 12, 2019 deadline to submit a response
to the Motion is hereby extended seven (7) days up to and including July 19, 2019.
2. Defendants’¹ deadline to submit a reply in further support of their Motion is
hereby extended by 21 days up to and including August 19, 2019.

1. The Motion was filed by the Defendants represented by Wilmer Cutler Pickering Hale and Dorr LLP on June 12, 2019. The Defendants represented by Kostelanzet & Fink LLP, Kaplan Rice LLP, and Dewey Pegno & Kramarsky LLP all joined the Motion by separate Notices of Joinder filed that same day. (D.I. 141, 143 & 144.)

This is the parties' second request to modify the briefing schedule for the Motion.

Dated: New York, New York
July 11, 2019

By: /s/ Alan E. Schoenfeld
(e-signed with consent)
 Alan E. Schoenfeld
 WILMER CUTLER PICKERING HALE AND
 DORR LLP
 7 World Trade Center
 250 Greenwich Street
 New York, NY 10007
 Telephone: (212) 230-8800
 alan.schoenfeld@wilmerhale.com

*Counsel for Defendants Richard Markowitz,
 Jocelyn Markowitz, Avanix Management
 LLC Roth 401(K) Plan, Batavia Capital
 Pension Plan, Calypso Investments Pension
 Plan, Cavus Systems LLC Roth 401(K)
 Plan, Hadron Industries LLC Roth 401(K)
 Plan, RJM Capital Pension Plan, and Routt
 Capital Pension Plan*

By: /s/ Nicholas S. Bahnsen
(e-signed with consent)
 Nicholas S. Bahnsen
 KOSTELANETZ & FINK LLP
 7 World Trade Center
 New York, NY 10007
 Telephone: (212) 840-5830
 nbahnsen@kflaw.com

*Counsel for Defendants John van
 Merkensteijn, III, Elizabeth van
 Merkensteijn, Azalea Pension Plan, Basalt
 Ventures LLC Roth 401(K) Plan, Bernina
 Pension Plan, Omineca Pension Plan,
 Starfish Capital Management LLC Roth
 401(K) Plan, Tarvos Pension Plan, Voojo
 Productions LLC Roth 401(K) Plan,
 Michelle Investments Pension Plan, Remece
 Investments Pension Plan, and Xiphias LLC
 Pension Plan*

By: /s/ Sarah L. Cave
 Sarah L. Cave
 HUGHES HUBBARD & REED LLP
 One Battery Park Plaza
 New York, NY 10004
 Telephone: (212) 837-6000
 Fax: (212) 422-4726
 sarah.cave@hugheshubbard.com

*Counsel for Plaintiff Skatteforvaltningen
 (Customs and Tax Administration of the
 Kingdom of Denmark)*

By: /s/ Michelle A. Rice

(e-signed with consent)

Michelle A. Rice

KAPLAN RICE LLP

127 West 57th Street

Suite 4A

New York, NY 10019

Telephone: (212) 333-0227

mrice@kaplanrice.com

*Counsel for Defendants Joseph Herman,
David Zelman, Edwin Miller, Ronald
Altbach, Perry Lerner, Robin Jones, Albedo
Management LLC Roth 401(K) Plan,
Ballast Ventures LLC Roth 401(K) Plan,
Fairlie Investments LLC Roth 401(K) Plan,
Bareroot Capital Investments LLC Roth
401(K) Plan, Battu Holdings LLC Roth
401K Plan, Cantata Industries LLC Roth
401(K) Plan, Dicot Technologies LLC Roth
401(K) Plan, Vanderlee Technologies
Pension Plan, Cedar Hill Capital
Investments LLC Roth 401(K) Plan,
Fulcrum Productions LLC Roth 401(K)
Plan, Green Scale Management LLC Roth
401(K) Plan, Keystone Technologies LLC
Roth 401(K) Plan, Tumba Systems LLC
Roth 401(K) Plan, Crucible Ventures LLC
Roth 401(K) Plan, Limelight Global
Productions LLC Roth 401(K) Plan,
Plumrose Industries LLC Roth 401K Plan,
Roadcraft Technologies LLC Roth 401(K)
Plan, True Wind Investments LLC Roth
401(K) Plan, Eclogue Industry LLC Roth
401(K) Plan, First Ascent Worldwide LLC
Roth 401(K) Plan, Loggerhead Services
LLC Roth 401(K) Plan, PAB Facilities
Global LLC Roth 401(K) Plan, Trailing
Edge Productions LLC Roth 401(K) Plan,
Monomer Industries LLC Roth 401(K) Plan,
Pinax Holdings LLC Roth 401(K) Plan, and
Sternway Logistics LLC Roth 401(K) Plan*

By: /s/ Thomas E.L. Dewey

(e-signed with consent)

Thomas E.L. Dewey

DEWEY PEGNO & KRAMARSKY LLP

777 Third Avenue – 37th Floor

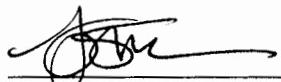
New York, NY 10017

Telephone: (212) 943-9000

tdewey@dpklaw.com

Counsel for Defendant Michael Ben-Jacob

SO ORDERED:



~~Hon. Laura T. Swain~~

United States District Judge

Hon. Laura T. Swain,
U.S.D.J. – Part I

Dated: 7/12/2019